December 10 2009

CLERK OF THE SUPREME COURT STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 09-0548

ORIGINAL

STATE OF MONTANA,

Plaintiff and Appellee,

FILED

DEC 1 0 2009

RICHARD KNOX,

v.

Ed Smith

DLEDK DE THE BURKENE BOUNKT

STATE OF MONTANA

Defendant and Appellant.

ORDER

Upon consideration of Appellant's motion for extension of time, and good cause appearing therefore,

IT IS HEREBY ORDERED that Appellant is granted an extension of time to and including April 5, 2010, within which to prepare, file, and serve its opening brief on appeal.

DATED this day of December, 2009.

CHIEF JUSTICE